



Winston H. Hickox
Secretary for
Environmental
Protection

California Regional Water Quality Control Board

Santa Ana Region

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Gray Davis
Governor

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov/rwqcb8.

A G E N D A A N N O U N C E M E N T

REGIONAL BOARD MEETING

Tuesday, December 3, 2002

9:00 A.M.

**City Council Chambers
25541 Barton Road
Loma Linda**

NOTICE

Changes and postponements may occur to this agenda. Such updates will be placed on our website and automatically forwarded immediately to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list may do so, as follows: go to www.swrcb.ca.gov/rwqcb8 and choose "Subscribe to Electronic Mailing Lists" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date.

Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to www.swrcb.ca.gov/rwqcb8 and select the item of interest.

1. **Introductions**
2. **Public Forum** - (Any person may address the Board at the commencement of the meeting on any matter within the Regional Board's jurisdiction and not related to an item which is to be considered separately. The Regional Board Chair requests that each person addressing the Regional Board observe a five-minute time limit.)
3. **Approval of minutes of the Regular Meeting of October 25, 2002.**
{Barbara J. Laffoon 909/782-3285}
4. **Consideration of Consent Calendar Items.** (Items marked with an asterisk are expected to be routine and noncontroversial. The Regional Board will be asked to approve these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the calendar, it will be taken up in the order shown.)
- *5. **Renewal of Waste Discharge Requirements for the San Bernardino County Special Districts Department, Citrus Plaza Wastewater Reclamation Facility, Redlands Area (NPDES CA 8000388)** - Discharge of tertiary treated wastewater to a local storm drain that is tributary to the Santa Ana River, Reach 5.
{Jun Martinez 909/782-3258}

Order No. R8-2002-0086

California Environmental Protection Agency



Recycled Paper

- *6. **Renewal of Waste Discharge Requirements for Silverado Constructors, Eastern Transportation Corridor, Section 14, Denitrification Facility, Irvine, Orange County (NPDES No. CA8000390)** - Discharge of treated groundwater to Peters Canyon Wash, tributary to San Diego Creek and Newport Bay.
Jun Martinez 909/782-3258} Order No. R8-2002-0093

- *7. **Renewal of Waste Discharge Requirements for Western Riverside County Regional Wastewater Authority Regional Treatment Plant, Riverside County (NPDES No. CA8000316)** - Discharge of approximately 8 million gallons per day of tertiary treated wastewater to Reach 3 of the Santa Ana River.
{Jun Martinez 909/782-3258} Order No. R8-2002-0024

- *8. **Consideration of Settlement Agreement related to Cleanup and Abatement Orders No. 88-10 and 88-67 and Los Angeles Land Company, et al. vs Spic & Span, Inc., et al.** — the Board will consider approval of a settlement agreement involving rescission of the Cleanup and Abatement Orders and establishment of a cleanup account.
{Kenneth R. Williams 909/782-4496}

- *9. **Memorandum of Agreement with the City of Newport Beach** - The Board will consider a Resolution authorizing the Executive Officer to enter into a Memorandum of Agreement (MOA) with the City of Newport Beach for the creation and management of the Robinson-Skinner Annuity Account for maintenance dredging and TMDL compliance projects in Newport Bay. This MOA deals with part of the money from the American Trader Settlement, currently in the Cleanup and Abatement Account.
{Kenneth J. Theisen 909/320-2028} Resolution No. R8-2002-0054

- 10. **Status Report on Rialto-Colton-Fontana Perchlorate Investigation.** Staff will provide an update on the progress of efforts to require suspected dischargers to investigate perchlorate pollution (information item).
{Ann E. Sturdivant 909/7824904}

- 11. **Nitrogen/Total Dissolved Solids (N/TDS) Basin Plan Amendment** — The Nitrogen/Total Dissolved Solids Task Force will update the Board on activities related to the update of the Nitrogen and Total Dissolved Solids Management Plan specified in the Basin Plan.
{Hope A. Smythe 909/782-4493}

- 12. **Deliberations on Shay Road Administrative Civil Liability Complaints, Ronald G. Taylor and John K. Justice, Big Bear Lake, San Bernardino County** – Based on evidence and testimony introduced at the September 6, 2002 hearing, and subsequent written submittals by the parties, the Board will consider whether to affirm, reject, or modify the complaints. No further evidence or testimony will be received.
{Gary D. Stewart 909/782-4379}
Administrative Civil Liability Complaints No. R8-2002-0064 and R8-2002-0065

- 13. **Mandatory Penalties Complaint, Yucaipa Valley Water District, San Bernardino County** — The Regional Board will consider whether to affirm, reject, or modify the proposed Mandatory Penalties Complaint for violations of waste discharge requirements.
{Postponed from October 25, 2002}
{Gary D. Stewart 909/782-4379} Mandatory Penalties Complaint No. R8-2002-0067

14. **Administrative Civil Liability Complaint, Golden Cheese Company of California, Inc., Riverside County** - The Board will consider whether to affirm, reject, or modify the proposed administrative civil liability complaint for violations of the General Industrial Activities Storm Water Permit and a prohibition contained in the Basin Plan.
{Michael J. Adackapara 909/782-3238}
Administrative Civil Liability Complaint No. R8-2002-0081
15. **Cease and Desist Order Requiring Riverside County Waste Management Department to Comply with Order No. 81-124, Badlands Sanitary Landfill, Moreno Valley** - The Board will consider adoption of a cease and desist order requiring the County to cease placement of wastes against the side slopes of Canyon 3, Phase 1, that were not constructed according to requirements. The order will also require removal of protective soil layer not meeting the requirements.
{Dixie B. Lass 909/782-3295} Cease and Desist Order No. R8-2002-0096
16. **Nomination and Election of Regional Board Officers for 2003** (action item).
{Barbara J. Laffoon 909/728-3285}
17. **Board Meeting Dates and Locations for 2003** —The Board will consider adoption of a calendar of meeting dates and locations for 2003 (action item).
{Barbara J. Laffoon 909/782-3285}
18. **Sewage Spill Incident Report** - Lists of such incidents will be provided as an information item to the Regional Board (information item).
{Kurt V. Berchtold 909/782-3286}
19. **Executive Officer's Report** (information item).
{Gerard J. Thibeault 909/782-3284}
20. **Regional Board Member Communications** - Board Members may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Regional Board's jurisdiction. There will be no voting or formal action taken.
21. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.
22. **Authority:** Government Code Section 11126 (a), (c)(3), and (e). Items that may be discussed in closed session by the Board include litigation related to:
 - (1) Stringfellow Hazardous Waste Site, and
 - (2) Potential Litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution.
23. **Adjournment** to the regular meeting of January 17, 2003, at 9:00 a.m., at the Orange County Water District.

NOTICES

Any person who is disabled and requires special accommodation to participate in this Regional Board Meeting should contact Barbara Laffoon at 909/782-3285 no later than ten (10) days prior to meeting.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act may do so by contacting Mark G. Adelson at (909) 782-3234.

California Regional Water Quality Control Board - Santa Ana Region
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BOARD INFORMATION SHEET

BOARD MEMBERS

Carole H. Beswick, Chair
Fred M. Ameri, Vice-Chair
John B. Withers
Jose J. Solorio
Seymour D. Van Gundy
Joan L. Dotson
Karen E. Stein
William Ruh
Vacant

APPOINTMENT CATEGORY

County Government
Industrial Water Use
Water Quality
Municipal Government
Water Quality
Water Supply
Irrigated Agriculture
Recreation, Fish and Wildlife
Undesignated (Public)

STATE BOARD LIAISON

Peter S. Silva

STAFF LEGAL COUNSEL

Jorge Leon

REGIONAL BOARD SENIOR STAFF

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer
Joanne E. Schneider, Environmental Program Manager
Robert L. Holub, Supervising Water Resource Control Engineer
Michael J. Adackapara, Supervising Water Resource Control Engineer
Gary D. Stewart, Chief of Surveillance and Enforcement
Dixie B. Lass, Chief of Land Disposal
Steven D. Mayville, Chief of Dairies/Chino Basin
Wanda K. Smith, Chief of Basin Planning - Coastal Waters
Hope A. Smythe, Chief of Basin Planning - Inland Waters
Mark G. Adelson, Chief of Regional Planning Programs
Mark E. Smythe, Chief of Stormwater - Coastal
Milasol C. Gaslan, Chief of Stormwater - Inland
Jun Martinez, Chief of Regulations
Ann E. Sturdivant, Chief of SLIC/Department of Defense and Above Ground Tanks
Kenneth R. Williams, Chief of Pollutant Investigations
Dorothy Wolfinbarger, Regional Administrative Officer
Barbara Laffoon, Executive Assistant, Ombudsman

GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality control plans for all ground and surface water bodies in the region and by prescribing and enforcing requirements on waste discharges. The specific responsibilities and procedures of the Regional Water Quality Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Control Act (Division 7, California Water Code).

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board and the staff welcome information on pertinent problems but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing one week before the scheduled meeting and only a summary of pertinent issues to be presented verbally. For each matter considered, relevant Regional Board files are incorporated into the record.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

DISCLOSURE STATEMENT

All persons who actively support or oppose the adoption of waste discharge requirements or NPDES permits pending before the Regional Board, must submit a statement to the board disclosing any contribution of \$250.00 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his/her agent, within the last twelve months to any Regional Board Member.

Also, all permit applications and all persons who actively support or oppose adoption of a set of waste discharge requirements and/or NPDES permits pending before the Regional Board are prohibited from making contributions of \$250.00 or more to any Board member for three months following a Regional Board decision on the permit application.

RIGHT TO PETITION

Any person affected adversely by a decision of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within thirty days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request to the Regional Board.

NOTE: The agenda items are numbered for identification purposes only and will not necessarily be considered in the order listed. The Public Forum item will be limited to one hour.

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